

The Hamilton County Board of Commissioners met on Monday, February 25, 2002 in the Commissioners Courtroom in the Hamilton County Judicial Center, One Hamilton County Square, Noblesville, Indiana. The Commissioners met in Executive Session. President Clark called the public meeting to order at 1:10 pm. A quorum was declared present of Commissioner Sharon R. Clark, Commissioner Steven C. Dillinger and Commissioner Steven A. Holt. The Pledge of Allegiance was recited.

**Approval of Minutes:**

Holt motioned to approve the minutes of December 26, 2001. Dillinger seconded. Dillinger and Holt approved. Clark abstained. Motion carries. Dillinger motioned to approve the minutes of January 28, 2002. Clark seconded. Dillinger and Clark approved. Holt abstained. Motion carries. Holt motioned to approve the minutes of February 11, 2002. Clark seconded. Holt and Clark approved. Dillinger abstained. Motion carries.

**Approval of Executive Session Memoranda:**

Holt motioned to approve the Executive Session Memoranda for February 25, 2002. Dillinger seconded. Motion carried unanimously.

**Conflict of Interest Disclosure:**

Holt entered into the record a Uniform Conflict of Interest Disclosure Statement for himself.

**Dick Frost Comments:** (Tape 1, #394)

Mr. Dick Frost stated there is one claim that has been altered. It is payable to Holt, Fleck and Free. The claim was submitted by Judge Sturdevant has been altered. The payee is Stephanie Gookins an associate of Holt, Fleck and Free. The outside of the claim has been changed to Holt, Fleck and Free but it was originally made out to Stephanie Gookins. It would be his taxpayer's observation and opinion to take it out of the claims and have it submitted right. Mr. Frost stated he will not respond to Mike Howard with respect that there may be 2 laws in irreconcilable conflict with regard to the procedure of Executive Sessions. Mr. Frost totally disagrees in that every act of the Indiana General Assembly stands on its own merits. If there are two conflicts then surely there is one of them that was passed before the other and it takes precedent. Mr. Frost stated the Executive Session held today, the members that attended that were just taxpayers and citizens of Hamilton County, just like he is. When you call to order, declare a quorum and then approve the minutes of the Executive Session you have already held, you are approving the minutes of a non-governmental unit.

**Plat Approvals:**

**Windsor Grove:**

**Centennial Townhomes, 2&7**

**Village of West Clay, Lots 667 & 668:**

**Amended Stearns Exempt Plat:**

Mr. Matt Morasch requested approval of plats for Windsor Grove, Centennial Townhomes, 2&7 and Amended Stearns Plat. The Village of West Clay plat was not received by our office for review. Dillinger motioned to approve. Holt seconded. Motion carried unanimously.

**Highway Business:** (Tape 1, #529)

**Introduction of Donna Johnston:**

Mr. Tom Stevens introduced Donna Johnston, the Highway Department Public Service Representative.

**96th Street Project:**

Mr. Locke stated at the last meeting the Commissioners asked us to report back once we had heard back from the Town of McCordsville. We did hear from their engineering firm. Mr. Morasch distributed packets with new traffic counts and the response from Schneider Engineering. Mr. Locke stated a decision was not going to be made on this issue until the next meeting after this one, when all three commissioners are present. Mr. Locke asked the commissioners to note on the traffic data there are two different count areas, one near Olio Road and one near Fall Creek. Hancock County also set out two sets of counters, but it is his understanding the set near Fall Creek did not work so they did not have results for that area. Mr. Morasch stated we have been using the traffic count nearest the signal, which would be the correct way to analyze the project. Holt stated his recollection from the last meeting was that the representation was made that no decision would be made today and that we would look for different alternatives to pursue. A general assurance was made that there would not be any blind siding of folks by not coming to today's meeting. We need to live by that. Holt stated if we have agreed to take no action at today's meeting and Clark will not be at the next meeting which puts us in a 30 day holding pattern, the decision is what could be accomplished in the next 30 days to lead us towards a final decision? Holt stated one of the things we looked at during the work session in December were the options. Holt stated we will need those in front of use. Mr. Morasch gave copies of the options to the Commissioners. Clark asked to have some kind of visual for the March 25th meeting. Mr. Stevens asked if you would like to go through the same considerations at your next meeting as we did in December and we can add the new information? Holt stated yes. Clark asked if a three lane option possible? Mr. Morasch stated options 1 & 2 are essentially 3 lane options. The median being a turn lane or median. Mr. Max Miese asked why his letter to the Commissioners was not in the packet? Mr. Stevens stated that letter was not copied to the Highway Department. We would have included it had we received a copy. Mr. Barry Wood asked if the Commissioners received the letter from the McCordsville Town Council? Clark stated the Commissioners received it, but it did not go to the Highway Department. Clark stated she would get a copy of the letter to the Auditor for the record and to the highway department.

**Road Cut Permits:** (Tape 1, #916)

Mr. Les Locke requested approval of Open Road Cut Permits. 1) RDCUT 2002-003 - Clay Township Regional Waste District, 4 cuts west of West Road on 131st Street, 1 cut south of 131st Street and 1 cut north of 131st on West Road for installation of sanitary sewer to serve new development. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

### **Acceptance of Bonds/Letters of Credit - Highway Department:**

Mr. Locke requested acceptance of Bonds and Letters of Credit for the Highway Department. 1) HCHD #B-00-0003 - Continental Casualty Continuation Certificate for Bond No. 929 120 413 issued on behalf of Earth Excavating, Inc. extended 1 year to expire 1-24-03. 2) HCHD #B01-0108 - American Motorists Insurance Company Rider of Performance Bond #3SM04605 issued on behalf of Drees Premier Homes, Inc. to decrease bond from \$108,866 to \$27,970. All other conditions and terms to remain as ordinally written. 3) HCHD #B-02-0008 - Erie Insurance Company Permit Bond #0936370065 R issued on behalf of RD Taylor Construction Inc. in the sum of \$5,000 for public private road approach 1425' west of Anthony Road on 216th Street to expire September 13, 2002. 4) HCHD #B-02-0009 - Fidelity and Deposit Company Maintenance Bond issued on behalf of The Schneider Group, Inc. in the sum of \$24,700 for streets at Treesdale Subdivision, Section 1 for a term of 3 years to expire October 5, 2004, 5) HCHD #B-02-0010 - Travelers Casualty and Surety Company Annual Permit Bond No. 103781200 issued on behalf of Augusta Underground, Inc. in the sum of \$25,000 for work in right-of-way sewer lines for a term of 1 year to expire February 18, 2003, 6) HCHD #B-02-0011 - The Ohio Casualty Insurance Company Annual Permit Bond #3-691-334 issued on behalf of Rishel Excavating Inc. in the sum of \$25,000 for a term of 1 year to expire March 19, 2003. 7) HCHD #B-02-00012 - Gulf Insurance Company Maintenance Bond No. B21853626 issued on behalf of Langston Development Company, Inc. in the sum of \$32,678.48 for Bridge Structure #203, Spillwater Way over Kirkendall Creek, Brookside, Section 1 to expire February 20, 2005. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

Holt left the meeting at 1:20 pm.

### **Release of Bonds/Letters of Credit - Highway Department:**

Mr. Locke requested release of Bonds and Letters of Credit for the Highway Department. 1) HCHD #B-00-0114 - Travelers Insurance Company Maintenance Bond #103461683BCM issued on behalf of The Sullivan Corporation for road construction with Super Target on Michigan Road, Carmel. 2) HCHD #B-01-0077 - American Motorist Insurance Company Performance Bond #3SM004677 on behalf of Dura Development Corporation for Gulford Park, Phase One, street signs. 3) HCHD #B-01-0090 - Fidelity and Deposit Company Maintenance Bond No. 08505128 issued on behalf of Brenwick TND Communities for Springmill Villages - The Meadows, Section 4A for curbs and asphalt - replaced Amwest Bond. 4) HCHD #L-00-0004 and L-00-0012 - Fifth Third Bank Letters of Credit issued on behalf of Lucky LLC for Treesdale streets, curbs and signage in Section 1. Dillinger motioned to approve. Clark seconded. Motion carried unanimously.

**Agreements:** (Tape 1, #991)

### **Subdivision Inspection Agreements:**

#### **Brooks Manor Subdivision:**

Mr. Locke requested approval of Subdivision Inspection Agreements, HCHD #A-02-0001, between Hamilton County and RQUA Corporation and Mac-s Landing LLC for Brooks Manor Subdivision, north of 104th Street\east of Olio Road in Fall Creek Township. The agreement is in the amount of \$1,027.19. Dillinger motioned to approve. Clark seconded. Motion carried

unanimously.

**Residence at West Clay - Apartment Buildings:**

Mr. Locke requested approval of Subdivision Inspection Agreements, HCHD #A-02-0002, between Hamilton County and USI Consultants, Inc. And The Spanos Corporation for Residence at West Clay - Apartment Buildings in the amount of \$3,000.00. Dillinger motioned to approve. Clark seconded. Motion carried unanimously.

**Oak Ridge Road Improvements:**

Mr. Locke requested approval of a reimbursement Agreement to Improve Roadway, HCHD #M-02-0004, for roadway improvements on Oak Ridge Road south of 146th Street for Our Lady of Mount Carmel Catholic Church. Mr. Locke presented a reimbursement check to Hamilton County from Our Lady of Mount Carmel in the amount of \$34,990.51. Dillinger motioned to approve. Clark seconded. Motion carried unanimously.

**Engineering Services Agreement:**

Mr. Locke requested approval of the annual open end agreement for professional services with United Consulting Engineers, HCHD #M-88-0001. Dillinger motioned to approve. Clark seconded. Motion carried unanimously.

**Ditch Road Supplemental Agreement No. 3:**

Mr. Locke requested approval of Supplemental Agreement No. 3, HCHD #E-98-0013, with First Group Engineering, Inc. for Ditch Road intersections at 96th Street, 106th Street and 116th Street. There is no additional amount for this agreement. Dillinger motioned to approve. Clark seconded. Motion carried unanimously.

**Highway Department Equipment Storage Building:**

Mr. Locke requested approval of an agreement with American Consulting Engineers for the Highway Department Equipment Storage Building in the amount of \$42,675.00. Mr. Steven stated during the 2002 budget requests the highway department submitted a request for an equipment storage building that is in conjunction with the Master Plan for the new Highway Department facilities. During the budget hearings that building was cut. There has been discussions with the County Council and County Council Highway Committee that they may reconsider that if the architectural work is completed so we can give them a more refined number of the costs. Mr. Stevens stated he has negotiated with ACE has done the general layout of the highway department expansion knowing that there would be a lot of duplications eliminated by having ACE do the work. This building would be a 20,000 square foot equipment storage building at the site. The building would be located on the master plan layout and come up with better costs of the construction of the building. Clark asked if we have a ballpark figure of the total costs? Mr. Stevens stated it was \$500,000 line item that was cut from the budget. Clark asked if it is in CCD, if we spend the engineering costs? Mr. Stevens stated there was \$510,000 cut from the budget. The best estimate he can give at this time is \$350,000 to \$375,000 for the actual construction of the building. Clark asked what does the agreement with ACE buy us? Mr. Stevens stated everything that is necessary for us to go to letting on a pre-engineered steel beam

type structure. Clark stated this would be the drawings? Mr. Stevens stated yes. Dillinger asked if we have discussed this to go ahead with this? Mr. Stevens stated the Commissioners discussed this during the budget requests for last year. It has not come before the Commissioners since the budget hearings. The Commissioners agreed to allow the highway department to submit this into the 2002 budget, but it was cut during budget hearings. Dillinger stated he knows we have discussed this, but he did not know it was at this point. Mr. Stevens stated the last time it came before you as a Board is when you approved our 2002 budget request before it went to County Council. Steve Holt returned to the meeting at 1:35 pm. Holt asked how big is the building? Mr. Stevens stated 20,000 square feet. This was in the master plan of the highway facilities and it was approved by the Board of Commissioners prior to going to budget hearings last year. Dillinger stated it bothers him for us to spend \$42,000 without a commitment from the County Council to provide the money to build it. Mr. Stevens stated the Council is saying, through their committee, that they would consider it only after having better numbers to look at. Holt asked if anything is being put in the building besides lights and a concrete floor? Mr. Stevens stated Noblesville has heating and insulation in their building. We are thinking about putting heating in one or two of the bays. The majority of the building would not be insulated or heated. Holt asked what is the side wall height? Mr. Stevens stated 14'. The doors would be 12'. Dillinger asked where would this building sit? Mr. Stevens stated where the old paint shop currently sits. Dillinger asked if you would tear down the old building? Mr. Stevens stated yes. Dillinger asked if we can utilize the paint shop? Mr. Stevens stated that building is torn up. Holt asked what is the ceiling height? Mr. Stevens stated it varies, most of it is lower. Mr. Stevens stated this is part of the master expansion plan for the highway facilities. It would not be a wasted effort, even if the Council does not approve construction funds for the new building in 2002 the architectural work would not be wasted for the future. Clark asked if this is the final building for the master plan? Mr. Stevens stated the whole master plan has been implemented except for this building. Dillinger asked what would you put in this building? Mr. Stevens stated basically all of our equipment except for trucks. This is all the equipment that is currently in the pole buildings at the old facility. Holt motioned to table until the next meeting. Dillinger seconded. Motion carried unanimously.

#### **Acceptance of Streets: (Tape 1, #1585)**

##### **Treesdale Subdivision:**

Mr. Locke requested acceptance of streets in Treesdale Subdivision, Section One for a total of 0.21 miles. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

##### **Correspondence Concerning Investigations:**

Mr. Locke requested approval of a list of correspondence concerning investigations of requests for signage on Hamilton County roads. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

#### **Official Actions: (Tape 1, #1618)**

##### **Treesdale Subdivision Regulatory Signs:**

Mr. Locke requested approval of an Official Action for installation of regulatory signs in Treesdale Subdivision, Section 1. Holt motioned to approve. Dillinger seconded. Motion carried

unanimously.

### **Consultant Recommendations:**

Mr. Locke stated the highway department submitted to the Commissioners recommendations for consultants for five different projects. Mr. Locke asked if the Board would like to make the selections today? Holt asked to wait until the next meeting.

### **Acceptance of Right-of-Way:**

Mr. Locke requested acceptance of Right-of-Way from Lazy AK@Investments on 131st Street between Towne Road and Shelborne Road. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

### **Bridge #45, Six Points Road:**

Mr. Locke requested approval of condemnation of Parcel #3 , Andre R. & Molly Stark Donikian for .172 acre +/- permanent right-of-way for Bridge #45 on Six Points Road. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

### **Fall Creek Township Right-of-Way:**

Clark stated in Fall Creek Township we have a resident that has mowed the county right-of-way. A neighbor is backing into the right-of-way with his car and leaving ruts so they can not mow. Dillinger stated he has spoken with them 2 or 3 times. How do you tell some one they can not go in county right-of-way? Dillinger asked if there is any legal recourse? Mr. Howard stated they should not go in right-of-way. The only thing we can do is cite them for trespassing and how can we say the public is trespassing on public right-of-way? Mr. Howard stated there is nothing we can do.

Clark called a break at 1:50 pm. Clark called the meeting back to order at 2:10 pm.

### **Village of West Clay Plat:**

Mr. Locke stated the plat for Village of West Clay that we thought had not been turned in was found at the Highway Department. Mr. Locke requested approval of the final secondary plat for Village of West Clay, Section 3001-C, Lot C, Lots 667& 668. Dillinger motioned to approve. Clark seconded. Motion carried unanimously.

### **256th Street Debris:**

Holt asked Mr. Howard what is the progress on the 256th Street debris in right-of-way? Mr. Howard stated he has to file it on the preliminary docket of one of the courts. Mr. Howard asked for a motion to authorize the filing of any county ordinance violations in Noblesville City Court. Holt so moved. Dillinger seconded. Motion carried unanimously.

### **Bid Award:**

### **Gavel Server:**

Ms. Casali stated bids were received at the last meeting for an IBM Server for Gavel. Ms. Casali

recommended approval of the bid from SIS. Holt motioned to approve. Clark seconded. Motion carried unanimously.

### **Commissioner Committee Reports:**

#### **Holiday Hydroelectric Plant:**

Clark stated she and Brad Beaver attended a meeting regarding the Holiday Hydroelectric Plant and there is a restoration committee that is getting off the ground.

#### **Criminal Justice Committee:**

Dillinger stated the Criminal Justice Committee did meet and they are prepared to make a proposal at the Council/Commissioner's retreat.

#### **E-911 Review Board:**

Clark stated the E-911 Review Board will have something on the retreat agenda.

**Attorney:** (Tape 1, #2283)

#### **Ordinance 2-25-02-A, Remedies for Dishonored Checks:**

Mr. Michael Howard introduced Ordinance 2-25-02-A, An Ordinance Providing for Remedies for Dishonored Checks Tendered to Hamilton County. Mr. Howard stated this ordinance is a duplication of State Law. Mr. Howard's opinion is that we do not need it, but the State Board of Accounts has told us we need a local ordinance. Dillinger motioned to waive first reading of Ordinance 2-25-02-A. Holt seconded. Motion carried unanimously. Dillinger motioned to approve Ordinance 2-25-02-A on first reading. Holt seconded. Motion carried unanimously.

#### **Intergovernmental Agreement for Indianapolis Water Company:** (Tape 1, #2484)

Mr. Howard presented an Intergovernmental Agreement between Hamilton County and the Consolidated City of Indianapolis Department of Waterworks regarding the Indianapolis Water Company (IWC). The Town of Fishers issues have been resolved and they are expected to approve the agreement. Noblesville is expected to approve the agreement. The Town of Westfield has approved the agreement. The City of Carmel has ongoing disputes concerning the acquisition of those water lines and separation of water lines. Those water lines are within the areas of your franchise agreement. Holt motioned to table. Dillinger seconded. Motion carried unanimously.

#### **Dedication of Public Right-of-Way:**

##### **Sipe Family LLC:**

Mr. Howard requested approval of the dedication of right-of-way from Sipe Family LLC to Hamilton County and the City of Carmel. Mr. Howard also presented an Ingress and egress easement agreement. These are along 96th Street. Dillinger motioned to approve. Holt seconded. Motion carried unanimously.

#### **Resolution 2-25-02-1, Authorizing Refunding of Bonds:**

Mr. Howard introduced Resolution 2-25-02-1, Authorizing Refunding of Bonds. Mr. Howard stated in 1993 the Hamilton County Public Building Corporation acting on behalf of Hamilton County refunded the bonds on the Judicial Center and the Jail. Those bonds are callable on July 10, 2002. The bonds remaining through 2012 are currently out at interest rates in the high 6's and early 7's. If we were to sell those bonds today, they would sell at about 4.6. The gross dollars savings would be in the neighborhood for the balance of the term of these bonds would be in the neighborhood of \$1.8 to \$2 million. This resolution allows us to start down the refunding process for these bonds. Under the resolution you would be authorizing the refunding if there is a total net savings of at least \$1 million. The refunding can be accomplished in 90 days. Mr. Howard stated this will be discussed at the retreat. Dillinger motioned to approve Resolution 2-25-02-1. Holt seconded. Holt asked what is the unpaid balance? Mr. Howard stated about \$35 million. Holt asked what were they originally? Mr. Howard stated the original bonds were approximately \$33 million on the Judicial Center and approximately \$15 million on the Jail. When we did the refunding it was an advanced refunding, so the principal amount went up but there was a savings because the interest rate went down. The total of that refunding was approximately \$51 million, it is paid down to \$35 million at the July payment. Holt asked if more of the payment each year is to principal verses interest? Mr. Howard stated yes. Holt asked how many years is the refinance? Mr. Howard stated that will be up to the Commissioners. The thought is that we would keep it out to the existing which is through 2012, which is what it is currently. We could reduce the payment now and keep it out to 2012, we could keep the payment the same and shorten the term. Motion carried unanimously.

#### **Liability Trust Claim:**

Mr. Howard requested payment of a Liability Trust Claim payable to him in the amount of \$5,087.50. Holt motioned to approve. Clark seconded. Motion carried unanimously.

#### **Lantern Road Home:**

Mr. Howard stated there is a court date for the home on Lantern Road.

#### **Courthouse Security:**

Clark asked if a decision is needed regarding the courthouse security metal detectors? Holt asked if it could be deferred to the next meeting. Holt stated according to the time line we do not have to take action today. Holt asked to table the discussion. Dillinger asked how long is it funded? Clark stated we have to give 30 days notice. No second to table. Motion denied.

#### **206th Street and Overdorf:**

Dillinger stated there was an accident on 206th Street and Overdorf on Friday. There have been several accidents at that location. Dillinger stated the site distance heading south on Overdorf looking west is bad. Mr. Locke stated they are looking into it.

#### **SR 32 and Hazel Dell:**

Clark stated she is disappointed that the state will not get SR 32 and Hazel Dell built this year. Is there anything we can do? Mr. Howard stated he is meeting with the President of the City of Noblesville City Council to see how we can do this project. Clark stated we have been concerned



about the intersection since 1996 or 1997.

**Administrative Assistant:** (Tape 2, #116)

**Parks Department Vehicles:**

Mr. Fred Swift stated the Hamilton County Parks Department will be purchasing 2 vehicles. Dillinger asked if we need to approve this before they purchase the vehicles? Clark stated not if it is in their budget. Dillinger stated it is in our budget. He asked that all vehicles be transferred into the Commissioner's budget so we can track them. They can not buy them without our approval. Ms. Mills stated the intent was that people who wanted vehicles were to put it into the Commissioner's budget and at that time you would either approve it or deny it. If you didn't approve it, it would have been cut at budget time. Dillinger stated that was not his intent, it was to have it put in our budget and if they want to purchase it they would come before us and ask for it. Holt stated that was his understanding. Dillinger stated we have no way of looking at all the vehicles at budget time to know if it is needed or not. Clark stated her understanding is that if we approved it at budget time it is a done deal. Ms. Coverdale stated there is \$60,000 appropriated in the Parks budget for vehicles.

**Candidate Night:**

Mr. Swift stated the Noblesville Chamber of Commerce has requested use of the Commissioner's Courtroom on April 25, 2002 at 7:00 pm for a Candidate's Night. Holt motioned to approve. Clark seconded. Motion carried unanimously.

**Employee Late Property Tax Payments:**

Mr. Swift stated he has received a letter from the Treasurer with a list of 24 employees who are late with their property tax payments. Mr. Swift stated he will write a letter notifying them that their wages will be garnished. Holt motioned to have Mr. Swift write a letter with a May 1, 2002 deadline for payment before wages are garnished. Dillinger seconded. Motion carried unanimously.

**Jail Boilers:**

Mr. Swift stated Scott Warner is requesting to proceed with the repairs to the Jail boilers. Clark asked if it is going to be extra money, does he have to go to Council? Dillinger stated yes. Dillinger motioned to approve the request. Holt seconded. Motion carried unanimously.

**Courthouse Security Continued:** (Tape 2, #487)

Mr. Howard stated the contract with Initial Security is a one year contract with a 30 day notice required. Mr. Howard suggested the commissioners authorize him to write a letter that funding for this contract will expire April 13, 2002 and we do not have any contract beyond that date is void and we are considering how we are going to proceed. Dillinger motioned to direct Mr. Howard to do that. Clark seconded. Dillinger and Clark approved. Holt opposed. Motion carried.

**Sheriff:** (Tape 2, #544)

**Annual Gasoline Bid - Sheriff's Department:**

Deputy Allen Farley stated the Sheriff's Department annual gasoline bid was opened at the last meeting. Only one bid was received. The Sheriff recommends the bid be awarded to Hamilton County Co-op. Dillinger motioned to approve. Holt second. Motion carried unanimously.

#### **Sheriff's Car Computers:**

Deputy Farley stated the Sheriff is in the process of replacing all the car computers. Some of the smaller entities have asked if they could have some of the computers that are being taken out of the cars. The Sheriff has spoken with Ms. Casali and they are going to be placed in the surplus equipment auction. Mr. Howard stated they would have to auction the computers off or find that they are worth more than \$500.00 if they are sold to an individual. You may dispose of the property to another governmental unit under any terms you believe are fair. Mr. Howard suggested the commissioners authorize the Sheriff to dispose of them or you can ask for a summary of what they are, who is getting the computers, etc. Ms. Casali should attach what the computers would sell for at auction. Dillinger motioned to approve the transfer of the equipment to local departments with a follow-up letter at our next meeting or the meeting after that stating who got what equipment and what the approximate value was. Holt seconded. Motion carried unanimously.

**Auditor:** (Tape 2, #749)

#### **Liability Trust Claim:**

Ms. Robin Mills requested approval of a Liability Trust Claim payable to The Hartford in the amount of \$10,000. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

#### **Release of Bonds/Letters of Credit - Drainage Board:**

Ms. Mills requested approval of release of Bonds and Letters of Credit for the Drainage Board. 1) HCDB -B01-009 - American Motorists Insurance Company Performance Bond No. 3SM004557 for Kingsborough Section 4 for storm sewers in the amount of \$77,304.00. 2) HCDB-B01-009A - American Motorists Insurance Company Performance Bond No. 3SM004557 for Kingsborough Section 4 storm sewers in the amount of \$77,304.00 (Rider amending name to Drees Premier Homes, Inc.). 3) HCDB-B01-010 - American Motorists Insurance Company Performance Bond No. 3SM004558 for Kingsborough Section 4 subsurface drains in the amount of \$16,550.00. 4) HCDB-B01-010A - American Motorists Insurance Company Performance Bond No. 3SM004558 for Kingsborough Section 4 Subsurface Drains in the amount of \$16,550.00. (Rider amending name to Drees Premier Homes, Inc.) 5) HCDB-B01-011 - American Motorist Insurance Company Performance Bond No. 3SM004559 for Kingsborough erosion control in amount of \$7,500.00. 6) HCDB-B01-011A - American Motorists Insurance Company Performance Bond No. 3SM004559 for Kingsborough Section 4 erosion control in the amount of \$7,500.00 (Rider amending name to Drees Premier Homes, Inc.) Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

#### **Vendor Claims:**

Ms. Mills requested approval of Vendor Claims to be paid February 26, 2002. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

**Payroll Claims:**

Ms. Mills requested approval of Payroll Claims for the period of February 2 thru February 16, 2002 to be paid March 1, 2002. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

**Retreat:**

Dillinger stated he noticed the Highway Department is not on the list to attend the retreat. We are going to be talking about a lot of highway issues and he believes they should be there. Clark stated it was her understanding that the information the highway department has submitted for the retreat should give us sufficient information so we can cover as much territory as possible without a great deal of other discussions. Holt stated he knows that is the concept, but he hears other people are coming and it seems crazy not to have them on call, just to be there to answer questions if they arise. Holt asked Clark if she would have a problem with that? Clark stated she would like to discuss it with Ms. Levine. Dillinger stated it is a public meeting. Clark stated yes, there is no reason they can not come. Dillinger motioned that Tom and Les be there. They do not need to make a presentation, but if we are going to be talking about those projects we need them there to at least back us up. Clark stated it is not a matter of talking to them, we are trying to stream line. Holt stated he does not think a motion needs to be made, it would be prudent of us to have them available. Clark stated the point of having the information out ahead of time was so that questions could be answered before the retreat. Clark stated because financial figures will not be available until June, heavy financial decisions will not be made at this retreat. We will have to have another meeting for final financial decisions. Dillinger and Holt stated they are disappointed, they thought we would be making decisions. Clark stated we don't have final financial planning, we are coming to consensus on these projects. Clark stated she thinks we will have answers and she hopes we will have a time line.

Holt motioned to adjourn. Dillinger seconded. Motion carried unanimously.

**Commissioners Correspondence:**

County Ordinance Codification Memo from Robin Mills

Proposed Historic Bridge Program Letter from US Department of Transportation

Notice of Public Hearing Before Carmel/Clay Plan Commission:

Danbury Estates

IDEM Notice of Sewer Permit Applications:

131st Street Interceptor Sewer Project and Claybourne, Sec. 1 - Carmel

Wintercove, Section Two - Fishers

IDEM Wastewater Management Permit & Vehicle License(s):

Matt D. Flanigan

George M. Lotter

Powers Septic & Sewer

IDEM Notice of Decision - Approval:

Milestone Contractors, L.P.

IDEM Notice of Appeal Rights:

Brookfield Brooks Chase Sections 1&2 - Fishers

**Present:**

Sharon R. Clark, Commissioner

Steven C. Dillinger, Commissioner

Steven A. Holt, Commissioner

Robin M. Mills, Auditor

Kim Rauch, Executive Secretary to Auditor

Fred Swift, Administrative Assistant to Commissioners

Michael A. Howard, Attorney

Wayne A. Farley, Sheriff's Deputy

Tom K. Stevens, Highway Director

Les Locke, Highway Engineer

Virgina Hughes, Administrative Assistant to Highway Engineer

Jim Neal, Highway Project Engineer

Dave Lucas, Highway Inspector

Robert Chadwell, Highway Inspector

Mark Fisher, Highway Technical Engineer

Christopher Burt, Highway Staff Engineer

Tim Knapp, Highway Right-of-Way Specialist

Matt Morasch, Transportation Development Engineer

Matt Knight, Highway Staff Engineer

Mike McBride, Small Structure Staff Engineer

Dustin Teachnor, Highway Assets Manager

Faraz Hahn, Highway Department

Kate Lewis, Ledger

Dick Frost, Taxpayer

Rusty Bodenhorn, City of Noblesville

Barry Wood, McCordsville, 96th Street

Marvin Metzger, McCordsville, 96th Street

Max Meise, McCordsville Town Council

Teri Messermith, McCordsville, Town Manager

Connie Malcomb, McCordsville, 96th Street

Shirley Bollinger, McCordsville

Vickie Keeves, McCordsville

Kathy Howard, Highway Department

Donna Johnston, Highway Public Service Representative

Becky Wise, USI

Ameen Najjar, McCordsville

Susan Breinier, McCordsville

Tom Strayer, McCordsville

Dan Justus, McCordsville

Mike Kovalski, McCordsville

Floyd Burroughs, Floyd Burroughs & Associates

Phil Dunlap, Indianapolis Star

Richard Carriger, Windsor Grove

BJ Casali, ISS Contract

Jim Vaughn, Grant & Fiscal Analyst

Dawn Coverdale, Chief Deputy Auditor

APPROVED

HAMILTON COUNTY BOARD OF COMMISSIONERS

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ATTEST:

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Robin M. Mills, Auditor